

2009 DRAFTING REQUEST

Bill

Received: **01/07/2009**

Received By: **pgrant**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Skwarczek**

This file may be shown to any legislator: **NO**

Drafter: **pgrant**

May Contact:

Addl. Drafters:

Subject: **Education - school finance**

Extra Copies: **TKK**

Submit via email: **NO**

Pre Topic:

DOA:.....Skwarczek, BB0351 -

Topic:

Revenue limit of consolidated school district

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	pgrant 01/07/2009	kfollett 01/07/2009		_____ _____			
/1	pgrant 01/15/2009	kfollett 01/15/2009	phenry 01/12/2009	_____ _____	sbasford 01/12/2009		
/2			rschluet 01/15/2009	_____ _____	sbasford 01/15/2009		

FE Sent For:

<END>

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/?	pgrant 01/07/2009	kfollett 01/07/2009					
/1		<i>12kf</i> <i>1/13</i>	phenry 01/12/2009		sbasford 01/12/2009		

FE Sent For:

1159
<END>

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/?	pgrant	1/12 1/7 kf ph	1/12 ph	1/12 ph/mp			

FE Sent For:

<END>

2009-11 Budget Bill Statutory Language Drafting Request

- Topic: School District Consolidation- Revenue Limits and Referenda
- Tracking Code: BB0351
- SBO team: Education
- SBO analyst: Marta Skwarczek
 - Phone: 266-5468
 - Email: marta.skwarczek@wisconsin.gov
- Agency acronym: DPI
- Agency number: 255
- Priority (Low, Medium, High): Medium

Intent:

Under the relevant section of Wisconsin statutes:

- Specify that the revenue limit calculation applies in the first year of existence of a consolidated school district created under s. 117.08 and s.117.09.
- Specify that authority granted by referendum to exceed the revenue limits on a recurring or non-recurring basis expires on the date that a consolidation takes effect.

State and local in prior year
property taxes levied for prior year

* profits enacted in 3 prior yrs.
" current + 2 prior yrs.

Date (time)
needed _____

LRB- 1359 / 11
PG : gf : _____

DOA BUDGET DRAFT

Use the appropriate components and routines developed for bills.

*LPS: Fix request
sheet please*

>>FOR BUDGET — NOT READY FOR INTRODUCTION<<

Don 4 Gen

AN ACT . . . [DO NOT generate catalog]; relating to: the budget.

.....
.....

Analysis by the Legislative Reference Bureau

If titles are needed in the analysis, in the component bar:

For the main heading, execute: create → anal: → title: → head

For the subheading, execute: create → anal: → title: → sub

For the sub-subheading, execute: create → anal: → title: → sub-sub

For the analysis text, in the component bar:

For the text paragraph, execute: create → anal: → text

(attached)

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION #.

SEC. CR, 121.91 (2m) (t)

121.91 (2m) (t) ^(b) 1. If 2 or more school districts
are consolidated under s. 117.08 or 117.09, the
consolidated school district's revenue limit ~~beginning~~
~~with the~~

shall be determined as provided under par. (e)

except as follows:

a. For the school year beginning with the effective date
of the consolidation, the ~~unconsolidated school district's~~ state
aid received in the previous school year by the
consolidated school district is
the sum of the state aid ^{amounts} received in the previous
school year by all of
~~property taxes raised~~ (the consolidating school
districts.

INS
A

c. For the school year beginning with the
effective date of the consolidation and the 2
succeeding school years, the number of pupils

in the consolidated school district in any
enrolled ~~for~~ school year previous to the
effective date of the consolidation is the
sum of the number of pupils enrolled in all of
the consolidating school districts in that
school year.

~~2. The authorization to exceed a
school district's revenue limit~~

2. If 2 or more school districts are
consolidated under s. 117.08 or 117.09, and an
excess revenue ~~is~~ approved ^{under sub. (3)} for one or more of the
consolidating school districts,
~~under sub. (3)~~ the approval expires on
the effective date of the consolidation.

2005

Nonstat File Sequence: **E E E**

LRB _____/____

_____:_____:____

INITIAL APPLICABILITY

1. In the component bar:

For the action phrase, execute: create → action: → *NS: → inappl

For the budget action phrase, execute: create → action: → *NS: → 93XX

For the text, execute: create → text: → *NS: → inappl

2. Nonstatutory subunits are numbered automatically. Fill in the Section # or subsection # only if a "frozen" number is needed. Below, for the budget, fill in the 9300 department code.

SECTION # 93 3 9. Initial applicability;

..... public instruction ()
(#1) ()

..... The treatment of sections ..
121.91(2m)(t)

..... of the statutes
first applies to a school district consolidation that
takes effect on July 1, 2009 ()

(End)

1. In the component bar:

For the action phrase, execute: create → action: → *NS: → inappl

For the text, execute: create → text: → *NS: → inapplA

2. Nonstatutory subunits are numbered automatically. Fill in the Section # or subsection # only if a "frozen" number is needed.

SECTION # ____ . Initial applicability;

.....
(#1) () This act first
applies to

A

b. For the school year beginning with the effective date of the consolidation, the consolidated school district's property taxes levied for the previous school year for the consolidated school district is the ^{sum} of the property taxes levied for the previous school year by all of the consolidating school districts.

Analysis

EDUCATION

PRIMARY AND SECONDARY EDUCATION

This bill clarifies the correct method for
calculating the revenue limit of a
consolidated school district.

DN

DOA:.....Skwarczek, BB0351 - Revenue limit of consolidated school district

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

Don't Gen

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

EDUCATION

PRIMARY AND SECONDARY EDUCATION

This bill clarifies the correct method for calculating the revenue limit of a consolidated school district.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

2 **SECTION 1.** 121.91 (2m) (t) of the statutes is created to read:

3 121.91 (2m) (t) 1. If 2 or more school districts are consolidated under s. 117.08
4 or 117.09, the consolidated school district's revenue limit shall be determined as
5 provided under par. (e) except as follows:

6 a. For the school year beginning with the effective date of the consolidation, the
7 state aid received in the previous school year by the consolidated school district is the

1 sum of the state aid amounts received in the previous school year by all of the
2 ~~consolidating~~ ^{affected} school districts.

3 b. For the school year beginning with the effective date of the consolidation, the
4 property taxes levied for the previous school year for the consolidated school district
5 is the sum of the property taxes levied for the previous school year by all of the
6 ~~consolidating~~ ^{affected} school districts.

7 c. For the school year beginning with the effective date of the consolidation and
8 the 2 succeeding school years, the number of pupils enrolled in the consolidated
9 school district in any school year previous to the effective date of the consolidation
10 is the sum of the number of pupils enrolled in all of the ~~consolidating~~ ^{affected} school districts
11 in that school year.

12 2. If 2 or more school districts are consolidated under s. 117.08 or 117.09, and
13 an excess revenue has been approved under sub. (3) for one or more of the
14 ~~consolidating~~ ^{affected} school districts, the approval expires on the effective date of the
15 consolidation.

16 **SECTION 9339. Initial applicability; Public Instruction.**

17 (1) The treatment of section 121.91 (2m) (t) of the statutes first applies to a
18 school district consolidation that takes effect on July 1, 2009.

19 (END)

CS

REVENUE LIMIT, CONSOLIDATED SCHOOL DISTRICT.

D-Note

Date

LRB-1359/2dn
PG: kj

DN

Manta -

This redraft changes the terminology used in the draft from "consolidating school districts" to "affected school districts," which I believe is the more accurate term. It also provides a title for the initial applicability provision.

PG

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-1359/2dn
PG:kjf:rs

January 15, 2009

Marta-

This redraft changes the terminology used from "consolidating school districts" to "affected school districts," which I believe is the more accurate term. It also provides a title for the initial applicability provision.

Peter R. Grant
Managing Attorney
Phone: (608) 267-3362
E-mail: peter.grant@legis.wisconsin.gov



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-1359/2

PG:kjfrs

DOA:.....Skwarczek, BB0351 - Revenue limit of consolidated school district
FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

1 **AN ACT ...; relating to:** the budget.

Analysis by the Legislative Reference Bureau
EDUCATION

PRIMARY AND SECONDARY EDUCATION

This bill clarifies the correct method for calculating the revenue limit of a consolidated school district.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

2 **SECTION 1.** 121.91 (2m) (t) of the statutes is created to read:

3 121.91 **(2m)** (t) 1. If 2 or more school districts are consolidated under s. 117.08
4 or 117.09, the consolidated school district's revenue limit shall be determined as
5 provided under par. (e) except as follows:

6 a. For the school year beginning with the effective date of the consolidation, the
7 state aid received in the previous school year by the consolidated school district is the

1 sum of the state aid amounts received in the previous school year by all of the affected
2 school districts.

3 b. For the school year beginning with the effective date of the consolidation, the
4 property taxes levied for the previous school year for the consolidated school district
5 is the sum of the property taxes levied for the previous school year by all of the
6 affected school districts.

7 c. For the school year beginning with the effective date of the consolidation and
8 the 2 succeeding school years, the number of pupils enrolled in the consolidated
9 school district in any school year previous to the effective date of the consolidation
10 is the sum of the number of pupils enrolled in all of the affected school districts in that
11 school year.

12 2. If 2 or more school districts are consolidated under s. 117.08 or 117.09, and
13 an excess revenue has been approved under sub. (3) for one or more of the affected
14 school districts, the approval expires on the effective date of the consolidation.

15 **SECTION 9339. Initial applicability; Public Instruction.**

16 (1) REVENUE LIMIT; CONSOLIDATED SCHOOL DISTRICT. The treatment of section
17 121.91 (2m) (t) of the statutes first applies to a school district consolidation that takes
18 effect on July 1, 2009.

19 (END)